SINGLE BENCH

CP 1001

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH
AT BILASPUR
W.P. (S) NO. 3999 / 2006

Petitioner : Smt. Munni Bai,
W/o Bharat Agaria,
Aged about 46 Years
R/o Aamgaon,
Tehsil – Lundra,
Dist : Sarguja-(C.G.)

Versus

Respondents :

1. State of Chhattisgarh
Through – The Upper Secretary,
Tribal Welfare Department,
D.K.S. Bhawan, Mantralaya Raipur,
Dist : Raipur-(C.G.)

2. The Asst. Commissioner,
Tribal Development Department,
Ambikapur, Dist : Sarguja-(C.G.)

3. Block Education Officer,
Block – Lundra,
Dist : Sarguja-(C.G.)

4. Head Master
Govt. Middle School,Gagauli
Block – Lundra,
Dist : Sarguja-(C.G.)

P.R. No. 40376
Presented by Shri Arun Shukla
dated 28/7/06

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28/7/06
A. G. BILASPUR

WRIT PETITION U/A 226 / 227 OF THE CONSTITUTION OF INDIA

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3999/ **सन्** 2006

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	08-08-2006 Shri Arun Shukla, counsel for the petitioner. Shri Sumesh Bajaj, Govt. Advocate for the State/ respondents, on advance copy. Heard. By the instant writ petition under Article 226/227 of the Constitution of India, the petitioner has challenged her transfer order dated 07.07.2006 (Annexure-P/2), passed by respondent No.1 whereby the petitioner has been transferred from S.T. Middle School, Gagoli, Block Lundra, District: Surguja to Primary School, Kunkuri, District: Jashpur. The main ground of challenge is that the petitioner was promoted to the post of Upper Division Teacher on 05.09.2005 and she was posted in the Middle School and now vide the impugned order showing her as Assistant Teacher, she has been transferred to the Primary School, Kunkuri. Learned counsel for the petitioner submits that the impugned order is illegal, as the petitioner is Upper Division Teacher, therefore, considering her as Assistant Teacher she cannot be transferred. He further submits that in the circumstances the petitioner may be allowed to make a detailed representation to respondent No.1 and respondent No.1 be directed to decide the same to which learned counsel appearing for the State/ respondents has no objection. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made by learned counsel for the petitioner appears to be just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation to	

(पीछे देखिये)

2-3

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.3999/ **सन्** 2006

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respondent No.1 raising all her grievances, annexing a copy of the instant writ petition within a period of ten days from today and in turn, respondent No.1 is directed to decide the same within a period of one month from the date of its receipt, considering all the grievances raised by the petitioner in an objective manner, in accordance with law. In the meantime, the impugned order in respect of the petitioner is stayed, till her representation is decided.

With the aforesaid directions, the writ petition stands disposed of. Consequently, M.(W.). P. No.3111/2006 also stands disposed of. Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

Soma

(पीछे देखिये)

17-9-06